

**MINUTES OF THE REGULAR MEETING
OF THE PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF BARRINGTON
Monday, May 24, 2004**

CALL TO ORDER

The Regular Meeting of the President and Board of Trustees was called to order by President Reagle at 8:07 p.m., in the Village Board Room, 200 South Hough Street, Barrington, Illinois. Representatives from the Veterans of Foreign Wars led the Pledge of Allegiance

For the record, President Reagle appointed Deputy Village Clerk, Melanie Marcordes as the recording secretary for tonight's meeting.

ROLL CALL

Upon roll being called the following answered present: Trustees Karen Darch, Jack Schaefer, Beth Raseman, Jeanne Yeagley, Paul Hunt, Jim Daluga; President Marshall Reagle. Also present were: Deputy Village Clerk Melanie Marcordes, Director of Administrative Services Denise Pieroni, and Village Attorney Ed Springer. Village Clerk Ron Koppelman was absent.

READING OF AGENDA

President Reagle removed items 5n, 5o, and 5p from the Consent Agenda and asked that they be voted on separately. President Reagle then asked the Board if there were any other additions, corrections or deletions to the Agenda. None were requested.

PRESENTATION: SWEARING IN OF TWO POLICE OFFICERS

Chief Jeff Lawler provided introductory comments regarding the promotion of one Corporal to Sergeant and one Police Officer to Corporal. President Reagle administered oaths to Corporal Kevin T. Croke, who is being promoted to Sergeant and Officer Keith S. Wrzala, who is being promoted to Corporal.

APPROVAL OF MINUTES

MOTION: A motion was duly made by Trustee Raseman and seconded by Trustee Darch to approve the draft of the minutes of the May 10, 2004 Regular Meeting of the Corporate Authorities that included minor revisions and corrections and was distributed to each member at the dais.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed and the minutes approved.

PERSONS TO BE HEARD FROM THE FLOOR – CITIZEN'S REGISTRATION/COMMENTS

President Reagle opened the floor to those wishing to address the Corporate Authorities.

Rob Prigge of 711 Bryant Ave in Barrington, McIntosh Subdivision spoke regarding the collection of water in his backyard. He indicated that he had been working with John Heinz, but now has met with individuals in the neighborhood and they would like to meet jointly with Public Works.

Larry McMurry of 107 East Main Street – Tiffany Garden Antiques (resident of Elgin, Illinois) spoke regarding the impact of the proposed Cook Street "condominium development", noting that from his perspective the retail and restaurant are secondary to the residential aspect of the project. He expressed concern that the impact of the construction of this project will be devastating on the surrounding retail area, noting specifically the impact on parking. Mr. McMurry indicated that if this project moves forward, he will be forced to seek compensation from the Village for loss of business.

Gwendolyn McMurphy of 107 East Main Street – Tiffany Garden Antiques (resident of Elgin, Illinois) spoke regarding the impact of the proposed Cook Street Plaza. Ms. McMurphy indicated that she opened her store Aug 1st of last summer and was unaware of the proposed project. She stated that she has a concern with having access to her back door during and after construction and is afraid this will put her out of business. She also noted that she was concerned with the parking and the number of delivery and service trucks that a new restaurant will bring to this site.

Dario Arjamao of 117 South Hough Street (Mikey's Pizza) indicated his displeasure at the use of tax money to assist another pizza place and would like to be considered for grant monies for the work that he completed on his business.

Nate Casement of 145 Aberdale Lane, Inverness and owner of Michal's Jewelry noted that he supports the Cook Street Plaza and thinks that this project is a good thing in terms of the future viability of Downtown Barrington. He also indicated that he is currently serving on the Independence Day Parade Committee and is looking for donations to help fund the parade. He noted that Checks may be sent to 230 East Main Street, Barrington, Illinois 60010. He also noted that any excess funds from this year would be used towards next year's parade. In closing, Mr. Casement announced that this year's parade will be held Saturday, July 3, 2004 at 10:00 a.m.

REPORTS OF VILLAGE OFFICIALS

VILLAGE PRESIDENT'S REPORT

- a. Proclamation – Memorial Day – Parade on Monday, May 31, 2004, 10:00 a.m.
- b. Proclamation – Poppy Day – May 27, 2004
- c. Other items addressed by President Reagle including the sending of his condolences to Terry Barnicle of Klein, Thorpe & Jenkins who lost his wife last week; the reading of an article from the Chicago Tribune regarding TIF Districts; and an announcement that he was asked to sign a Certification regarding the TIF, but would not be signing it because of an included reference to there not being any pending litigation on certain matters. President Reagle then commented on the inclusion in one of the bills that was sent to the Village for payment from Ancel, Glink, Diamond, Bush, DiCianni & Rolek, P.C. a reference to conversations pertaining to election information, indicating that this item will be removed from the bill. At the conclusion of this report, President Reagle announced that BACOG will be holding a meeting on June 22, 2004 at which Barrington School District 220 representatives would be presenting information on their future building plans.

VILLAGE STAFF REPORTS

John Heinz, Director of Public Works, provided an update regarding the plantings along Route 14. He noted that the Village was advised by the Union Pacific that the plantings on Route 14, across from the Makray Golf Course, need to be moved. IDOT planted the trees and the UP is now asking that they be removed. About 300 trees will need to be relocated or moved. IDOT has paid for all the trees. Trustee Schaefer suggested selling the trees to be used in other areas. Trustee Yeagley suggested offering the trees for sale in the newsletter.

Denise Pieroni, Director of Administrative Services, gave a presentation regarding the upcoming Barrington Cruise Nights, every Thursday night from 7 to 9 p.m. beginning June 3rd and running through September 2nd. Cruise Nights is being presented by the Barrington Economic Partnership. In conjunction with Cruise Nights, there will be a coordination of local community groups to provide entertainment on Thursday nights. There is also a walking program, sponsored by Good Shepherd Hospital, which will kick off June 3rd as well.

Denise Pieroni, Director of Administrative Services, noted that the form of the motion regarding the state budget and its impact on municipalities (Agenda Item 5u) has been revised in a draft that was distributed to each Board member at the dais. Also the draft of the Resolution to be considered regarding the sidewalk program (Agenda Item 5g) was revised and is on the dais.

Denise Pieroni indicated that the Village will have two teams at Relay for Life. If anyone wishes to donate money or would like to volunteer to walk, please contact one of the co-chairs, Lenn Grant or Rita Kelley.

VILLAGE CLERK'S REPORT

Deputy Village Clerk Melanie Marcordes reported for the record that on May 24, 2004 she received a written message from President Reagle addressed to the Board of Trustees on the Subject: Ordinance 04-3153, Taxable Tax Increment Revenue Note. A copy of President Reagle's message which provided "Upon receipt of this completed version (of subject ordinance) and the request for my signature today, I have decided to veto this Ordinance" was delivered to each Trustee at the dais.

COMMITTEE REPORTS

ADMINISTRATIVE SERVICES/FINANCE COMMITTEE

Trustee Darch advised the Board that the Administrative Services Committee did not meet tonight, but at its last meeting it determined that the legal bills presented for consideration are being recommended for payment with the exception of payment of the bills to Ancel, Glink, Diamond, Bush, DiCianni & Rolek, P.C., noting that the Committee maintains the position that payment for services provided by Ancel, Glink, Diamond, Bush, DiCianni & Rolek, P.C. on behalf of President Marshall Reagle are not the responsibility of the Village.

PLANNING & ZONING & ECONOMIC DEVELOPMENT COMMITTEE

Trustee Yeagley noted that the PZED Committee met on May 18th regarding limiting the size of detached garages; recommendations from BACOG on impact fees which included a recommended decrease in the appeal fee from the \$10,000 currently in the Ordinance to \$350; and the importance of coordinating summer events and Sidewalk Sales with the construction of Cook Street Plaza. Trustee Schaefer asked PZED to discuss enforcement of temporary signs and advertising signs by businesses.

PUBLIC SAFETY COMMITTEE

Trustee Hunt reported that the next meeting is tentatively scheduled for June 22nd.

PUBLIC WORKS COMMITTEE

Trustee Schaefer reported that the Committee is formulating a recommendation regarding a contract extension with Groot for garbage pick up and also formulating a recommendation regarding sidewalks in the Northwest quadrant.

CONSENT AGENDA Pursuant to 65 ILCS 5/3.1-40-40, a single roll call vote of the Village Board of Trustees and the President on a group of ordinances, resolutions, orders, and/or motions.

President Reagle noted that items 5n, 5o, and 5p were to be removed from the Consent Agenda and acted upon separately.

MOTION: A motion was duly made by Trustee Hunt and seconded by Trustee Yeagley to approve taking a single roll call vote to adopt and create a Consent Agenda, consisting of Items 5a, 5b, 5c, 5d, 5e, 5f, 5g, 5h, 5i, 5j, 5k, 5l, 5m, 5q, 5r, 5s, 5t, 5u, and 5v.

For the benefit of the public, President Reagle listed the following items to be included on the Consent Agenda.

- a. **MOTION TO RECEIVE AND PLACE ON FILE** a Recommendation from the Zoning Board of Appeals Regarding ZBA 04-02; Davenport Special Use
- b. **MOTION TO RECEIVE AND PLACE ON FILE** a Recommendation from the Zoning Board of Appeals Regarding ZBA 04-03; Walter Dalistch Special Use
- c. **MOTION TO RECEIVE AND PLACE ON FILE** a Recommendation from the Zoning Board of Appeals Regarding ZBA 04-04; Bronco Jacks Variation
- d. **MOTION TO RECEIVE AND PLACE ON FILE** a Recommendation from the Architectural Review Commission Regarding ARC 04-11; Bronco Jacks Certificate of Approval

- e. **MOTION TO RECEIVE AND PLACE ON FILE a** Recommendation from the Architectural Review Commission Regarding ARC 04-13; Barrington Animal Hospital Certificate of Approval
- f. **RESOLUTION #04-3009:** ARC 04-13; Barrington Animal Hospital – 216 South Northwest Highway (Certificate of Approval)
- g. **RESOLUTION #04-3010:** Authorizing and Approving an Award of Contract for 2004 Sidewalk Replacement/ New Installation Program
- h. **RESOLUTION #04-3011:** Waiver of Sound Amplification Time Restriction for an Outdoor Event to be held Saturday, May 29, 2004, 7:00 p.m. until 9:00 p.m. (Albrecht)
- i. **RESOLUTION #04- 3012:** Waiver of Sound Amplification Time Restriction for an Outdoor Event to be held Saturday, June 26, 2004 7:00 p.m. until 11:00 p.m. (Merz Graduation)
- j. **RESOLUTION #04-3013:** Waiver of Sound Amplification Fee (\$100/ Day) and Time Restriction for Summer Concert Series and Special events to be Held at Langendorf Park and Ron Beese Park (Barrington Park District)
- k. **RESOLUTION #04-3014:** Waiving the Fee (\$100/Day) and the Day/Time Sound Amplification Restrictions in Connection with the Dash to Cure Diabetes Organization's Event at 455 Shady Lane (Party at Residence Thanking Volunteers)
- l. **RESOLUTION #04- 3015:** Waiver of Sound Amplification Fee (\$100/Day) and Time Restriction for the Relay for Life of Barrington at Barrington High School
- m. **RESOLUTION #04- 3016:** Authorizing and Approving an Award of Contract to A Lamp Concrete
- q. **RESOLUTION #04- 3017:** Amending the Professional Liability Insurance Requirements in the Contract for Dixon Engineering Inc.
- r. **RESOLUTION #04- 3018:** to Include a Portion of Lions Drive in the Village's 2004 Road Improvement Project (Barrington Park District)
- s. **MOTION:** Authorization to Proceed with the Hiring of Two Seasonal Employees for the Production and Treatment Division and the Utility Division, subject to a pay range of \$6.75 - \$11.00 per hour.
- t. **MOTION:** To extend consideration of PC 02-05: Wamberg Family Limited Partnership – 700 West Main Street (Annexation/ Disconnection, Rezoning, Special Use/ Planned Development, Proposed Intergovernmental Agreement) to June 30, 2004.
- u. **MOTION:** To Authorize the Issuance of a Position Letter to request that any attempts to alter the Local Government Distribution Fund (LGOFF) formula be abandoned
- v. **MOTION:** Acknowledging the Village of Barrington's Co-Sponsorship of the Following Events: Cruise Nights (every Thursday June 3, 2004 through September 2, 2004), the Fourth of July Parade (July 3, 2004), Scarecrow Festival (October 14 through October 16, 2004), and the Holiday Events (November 27, 2004)

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye; President Reagle, aye. President Reagle declared the motion to take a single roll call vote to adopt and create the Consent Agenda passed unanimously.

MOTION: A motion was duly made by Trustee Schaefer and seconded by Trustee Yeagley to approve the Consent Agenda consisting of Items 5a, 5b, 5c, 5d, 5e, 5f, 5g, 5h, 5i, 5j, 5k, 5l, 5m, 5q, 5r, 5s, 5t, 5u, and 5v

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye; President Reagle, aye. President Reagle declared the motion passed.

- 5n. RESOLUTION #04-3019:** Authorizing up to \$9,250 a Façade Improvement Grant to David Bailey for Pizzeria Venti 124 E. Main Street

Discussion was held regarding tabling the Resolutions pertaining to the issuance of any grants because of the need to reconsider allowing businesses to be reimbursed for work completed before the program was effective.

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Raseman to pass, as presented, the Resolution listed as Item 5n on the Agenda.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, nay; Trustee Hunt, aye; Trustee Daluga, aye; President Reagle, nay. President Reagle declared the motion passed.

- 5o. RESOLUTION #04-3020:** Authorizing up to \$25,000 in a Business Assistance Grant to David Bailey for Pizzeria Venti 124 E. Main Street

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Raseman to pass, as presented, the Resolution listed as Item 5o on the Agenda.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, nay; Trustee Raseman, aye; Trustee Yeagley, nay; Trustee Hunt, aye; Trustee Daluga, aye; President Reagle, nay. President Reagle declared the motion passed.

- 5p. RESOLUTION #04-3021:** Authorizing up to \$9,000 in a Business Assistance Grant to Connie Riefke for Cricket Classics 200 S. Cook Street

MOTION: A motion was duly made by Trustee Daluga and seconded by Trustee Hunt to pass, as presented, the Resolution listed as Item 5p on the Agenda.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, nay; Trustee Hunt, aye; Trustee Daluga, aye; President Reagle, nay. President Reagle declared the motion passed.

NEW BUSINESS

- 6a. RESOLUTION #04-3022:** Approving a Mutual Aid Agreement for Major Disasters and the Village of Barrington Emergency Preparedness and Disaster Plan

MOTION: A motion was duly made by Trustee Daluga and seconded by Trustee Raseman to pass, as presented, the Resolution listed as Item 6a on the Agenda.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; and Trustee Daluga, aye. President Reagle declared the motion passed.

- 6b. ORDINANCE #04-3156:** Granting Special Use Permit for a Funeral Home (Re: "Davenport Family Funeral Home, 149 West Main Street, Barrington, Illinois ZBA 04-02")

MOTION: A motion was duly made by Trustee Schaefer and seconded by Trustee Raseman to pass, as presented, the Ordinance listed as Item 6b on the Agenda.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; and Trustee Daluga, aye. President Reagle declared the motion passed.

- 6d. ORDINANCE #04-3157:** Granting a Special Use Permit for a Professional Office on the First Floor (Re: "Walter Dalitsch, Jr., 422 North Hough Street, Barrington, Illinois ZBA 04-03")

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Raseman to pass, as presented, the Ordinance listed as Item 6d on the Agenda.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; and Trustee Daluga, aye. President Reagle declared the motion passed.

- 6c. ORDINANCE #04- :** Granting a Variation Associated with a Restaurant (Permitting a Reduction of the Required Number of Parking Spaces) (Re: ZBA 04-04; 128 Wool Street: Bronco Jack's)

Jeff O'Brien, Planner, gave a presentation regarding the relocation of Bronco Jacks and an addition to the existing building located on their site. A discussion occurred regarding whether it would be beneficial to table the Agenda item until after staff and petitioner can meet and resolve the parking issues. After much discussion, the Corporate Authorities recessed at 10:45 p.m..

The Corporate Authorities reconvened the regular meeting at 11:07 p.m. It was noted for the record that the President and all of the trustees had returned to the dais.

MOTION: A motion was duly made by Trustee Daluga and seconded by Trustee Darch to table the Ordinance listed as Item 6d on the Agenda until June 14, 2004.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; and Trustee Daluga, aye. President Reagle declared the motion passed.

Denise Pieroni, Director of Administrative Services/ Treasurer indicated that because of time constraints on the Petitioner, they have requested that the Village Board meet prior to June 14, 2004 to discuss this issue.

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Daluga to reconsider the motion to table the Ordinance listed as Item 6d on the Agenda until June 14, 2004.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; and Trustee Daluga, aye. President Reagle declared the motion passed.

MOTION: A motion was duly made by Trustee Daluga and seconded by Trustee Darch to table the Ordinance listed as Item 6d on the Agenda until June 14, 2004.

ROLL CALL: Trustee Darch, nay; Trustee Schaefer, nay; Trustee Raseman, nay; Trustee Yeagley, nay; Trustee Hunt, aye; and Trustee Daluga, nay. President Reagle declared the motion passed.

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Daluga to postpone the consideration of the Ordinance listed as Item 6d on the Agenda until the next special meeting or the next regularly scheduled meeting of the Village Board, whichever occurs first.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; and Trustee Daluga, aye. President Reagle declared the motion passed.

- 6e. RESOLUTION #04-3023:** ARC 04-11; Bronco Jack's Restaurant (Certificate of Approval)

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Raseman to pass, as presented, the Resolution listed as Item 6e on the Agenda.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; and Trustee Daluga, aye. President Reagle declared the motion passed.

PAYMENT OF BILLS:

WARRANTS' LIST – 5/24/04 - \$822,978.42 (GENERAL)

MOTION: A motion was duly made by Trustee Schaefer and seconded by Trustee Raseman to approve the payment of the bills included on the voucher listing for the period ending 05/24/04 in the amount of \$822,978.42.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, nay; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

WARRANTS' LIST – 5/24/04 - \$ 7,199.81 (HARRIS/ SEYFARTH SHAW)

MOTION: A motion was duly made by Trustee Daluga and seconded by Trustee Raseman to approve the payment of the bills included on the voucher listing for the period ending 05/24/04 in the amount of \$7,199.81.

ROLL CALL: Trustee Darch, recused; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

WARRANTS' LIST – 5/24/04 - \$ 17,344.90 (COMED)

MOTION: A motion was duly made by Trustee Yeagley and seconded by Trustee Darch to approve the payment of the bills included on the voucher listing for the period ending 05/24/04 in the amount of \$17,344.90.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, recused; Trustee Daluga, aye. President Reagle declared the motion passed.

WARRANTS' LIST – 5/24/04 - \$ 97,867.96 (IPBC)

MOTION: A motion was duly made by Trustee Darch and seconded by Trustee Raseman to approve the payment of the bills included on the voucher listing for the period ending 05/24/04 in the amount of \$97,867.96.

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed.

COMMENTS – “ROUND THE TABLE”

Trustee Darch congratulated the Barrington High School Girls Track Team on their successes. She also wished everyone a Happy Memorial Day and gave thanks to veterans and those serving in the armed forces. Trustee Darch also congratulated all of the 2004 Graduates.

Trustee Schaefer encouraged people to be generous to the Veterans when buying "Poppies".

Trustee Raseman wished everyone a safe Memorial Day. She commented that Cruise Night looks like a wonderful event for the community and local businesses.

Trustee Yeagley had no comment.

Trustee Hunt thanked the veterans and those serving in the armed forces. He indicated that staff has spent much time providing for an effective redevelopment agreement and we are trying to make it work for existing businesses as well as new businesses. We need to stay the course and know when we need to change and know when to press forward.

Trustee Daluga wished everyone a Happy Memorial Day and encouraged people to come to the parade. In the next few weeks, there will be a lot of activity in the town and he encourages people to come down and enjoy the fun. Concert in the park will be coming up on June 4th, Trustee Daluga encourages everyone to partake.

President Reagle congratulated all the graduating seniors. He asked that they be careful during their celebrations.

CONSIDERATION RE: Motion to Adjourn to Closed Session.

MOTION: Trustee Raseman moved, seconded by Trustee Yeagley, that the Corporate Authorities adjourn to Closed Session for the purpose of the consideration of appointment, employment, compensation, discipline performance, or dismissal of specific employees of the public body, including hearing testimony on a complaint lodged against an employee to determine its validity, pursuant to Chapter 5 ILCS 120/2(c)(1).

ROLL CALL: Trustee Darch, aye; Trustee Schaefer, aye; Trustee Raseman, aye; Trustee Yeagley, aye; Trustee Hunt, aye; Trustee Daluga, aye. President Reagle declared the motion passed unanimously.

The time was 11:35 p.m.

RESUMPTION OF PUBLIC PORTION OF MEETING

The public portion of the meeting resumed at 11:58 p.m., Monday, May 24, 2004.

It was noted for the record that all Trustees and the Village President who were present prior to the commencement of the closed session were still present.

ADJOURNMENT

MOTION: A motion was duly made by Trustee Hunt and seconded by Trustee Darch to adjourn the Regular Meeting of the President and Board of Trustees.

A voice vote was then called following which President Reagle declared the motion to adjourn had been unanimously adopted and the meeting was adjourned. The time was 11:59 p.m., Monday, May 24, 2004,

Melanie Marcordes, Deputy Village Clerk